



**អង្គជំនុំជម្រះវិសាមញ្ញក្នុងតុលាការកម្ពុជា**  
 Extraordinary Chambers in the Courts of Cambodia  
 Chambres extraordinaires au sein des tribunaux cambodgiens

**ព្រះរាជាណាចក្រកម្ពុជា**  
**ជាតិ សាសនា ព្រះមហាក្សត្រ**

Kingdom of Cambodia  
 Nation Religion King  
 Royaume du Cambodge  
 Nation Religion Roi

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**PRESS RELEASE**

**Pre-Trial Chamber Concludes Two Days Hearings In Case 004/01**

Today, the Pre-Trial Chamber of the Extraordinary Chambers in the Courts of Cambodia concluded two days of hearings in Case 004/01 against Im Chaem. The Lawyers for the former Civil Party applicants, the International Co-Prosecutor, the Deputy National Co-Prosecutor, and National and International Defence Co-Lawyers presented their arguments on the case. The charged person did not attend the hearings but was represented by her lawyers.

The Pre-Trial Chamber was seized of an appeal filed by the International Co-Prosecutor against the Closing Order in case 004/01 issued by the Office of the Co-Investigating Judges on 22 February and 10 July 2017, in which the case was dismissed for lack of personal jurisdiction of the ECCC.

The purpose of the Agreement between the UN and Cambodia of 6 June 2003 “is to regulate the cooperation between the United Nations and the Royal Government of Cambodia in bringing to trial senior leaders of Democratic Kampuchea and those who were most responsible for the crimes [...] committed during the period from 17 April 1975 to 6 January 1979.” According to the International Co-Prosecutor’s final submission, Im Chaem fits the criteria for inclusion within the ECCC’s personal jurisdiction as among those “most responsible” for crimes committed during the Democratic Kampuchea regime, through her leadership positions at the district and sector levels in both the Southwest and Northwest Zones. The National Co-Prosecutor submitted that she did not fall within the ECCC’s personal jurisdiction to face prosecution.

The Pre-Trial Chamber will determine whether there is sufficient evidence that Im Chaem is responsible for the crimes alleged and satisfies the criteria of the court’s jurisdiction or not. The Chamber will now adjourn to deliberate on its decision whether to dismiss the case or send it to trial. The decision would be final with no further appeals and would require an affirmative vote of at least four out of the five judges. The decision is expected during the second quarter of 2018.

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